

AUG 12 2004



OFFICIAL

LAVA GROUP

understanding patent value

FACSIMILE TRANSMITTAL

MAIL STOP : Non-Fee Amendment

FROM : Gregory S. Smith

EXAMINER : ELISCA, Pierre E.

Faxing DATE: August 12, 2004

FACSIMILE : (703) 872-9306

LAVA GROUP FILE #: 05001.1110

SUBJECT: Application Serial No 09/684,442 Filed Oct. 6, 2000

This Transmission Includes the Following Items

Item being transmitted	Pages
<input checked="" type="checkbox"/> Transmittal Form	1
<input checked="" type="checkbox"/> Fee Transmittal Form	2
<input checked="" type="checkbox"/> PTO 2038 Credit Card Authorization	1
<input checked="" type="checkbox"/> Petition for Extension of time (2 copies)	2
<input checked="" type="checkbox"/> Response to Office Action	12
<input type="checkbox"/>	
Total Pages Including Cover Sheet	19

COMMENTS:

TWO RAVINIA DRIVE, SUITE 790
ATLANTA, GEORGIA 30346TELEPHONE: 770-804-9070
FACSIMILE: 770-804-0900MOBILE: 404-643-3430
EMAIL: gsmith@lavagroup.net



PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/684,442	
	Filing Date	October 6, 2000	
	First Named Inventor	HUNTER, Charles Eric et al.	
	Art Unit	3621	
	Examiner Name		
Total Number of Pages in This Submission	17	Attorney Docket Number	05001.1110

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks _____		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or individual name	LAVA Group Law by Smith and Frohwein, LLC.	
Signature		
Date	August 12, 2004	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Gregory Scott Smith	
Signature		Date August 12, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

AUG 12 2004

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Hunter et al.

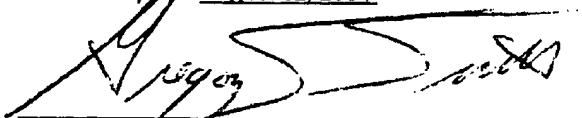
Serial No.: 09/684,442

Filed: **October 6, 2000**Title: **MUSIC DISTRIBUTION SYSTEMS**§
§
§
§
§
§
§
§

Group Art Unit: 3621

Examiner: **ELISCA, Pierre E.**

Atty. Docket #:05001.1110 (WT-11)

I hereby certify that this paper is being transmitted by facsimile on the date indicated below
Date of Deposit: **August 12, 2004**Signature Gregory Scott Smith, Reg. No. 40,819**RESPONSE TO OFFICE ACTION AND
REQUEST FOR 3 MONTH EXTENSION OF TIME**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicant submits the following response to the Official Action mailed by the United States Patent Office on February 12, 2004. This response includes a request for a three (3) month extension of time. The pending claims are numbered 1-37. In the Official Action, the Office has rejected each of the pending claims. The applicant submits amendments to some of the claims and cancels other claims.